

PATTI GOLDMAN (WSB #24426)
AMY WILLIAMS-DERRY (WSB #28711)
Earthjustice
705 Second Avenue, Suite 203
Seattle, WA 98104-1711
(206) 343-7340
(206) 343-1526 [FAX]
pgoldman@earthjustice.org
awilliams-derry@earthjustice.org

HONORABLE JOHN C. COUGHENOUR

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

WASHINGTON TOXICS COALITION,)	
NORTHWEST COALITION FOR)	Civ. No. C01-0132C
ALTERNATIVES TO PESTICIDES,)	
PACIFIC COAST FEDERATION OF)	
FISHERMEN'S ASSOCIATIONS, and)	DECLARATION OF SCOTT TAYLOR
INSTITUTE FOR FISHERIES RESOURCES,)	
)	
Plaintiffs,)	
)	
v.)	
)	
ENVIRONMENTAL PROTECTION)	
AGENCY, and MICHAEL O. LEAVITT,)	
ADMINISTRATOR,)	
)	
Defendants,)	
)	
AMERICAN CROP PROTECTION)	
ASSOCIATION, et al.,)	
)	
Intervenor-Defendants.)	

1 I, Scott Taylor, state and declare as follows:

2 1. I am employed by the San Francisco Public Utilities Commission as [insert title].
3 I visit stores in the San Francisco Bay area as part of the Our Water Our World project which is
4 funded through an agreement with the State Water Resources Control Board ("SWRCB")
5 pursuant to the Costa-Machado Water Act of 2000 (Proposition 13) for implementation
6 of California's Nonpoint Source Pollution Control Program. This program works with retailers
7 who sell home and garden products to encourage them to carry materials that promote less toxic
8 pesticides and alternatives to toxic pesticides. The program's website is
9 www.ourwaterwourworld.org.

10 2. In the course of visiting home and garden stores in the Bay Area, I have looked to
11 see whether the stores are posting the point of sale notifications required by this Court's Order. I
12 have also provided stores information about the point of sale notification requirement.

13 3. I looked for the point of sale notifications in 11 stores and observed them in only
14 two of those stores. The two stores are both Sloat Garden Centers. I had previously provided
15 one of these stores of the Court's Order. The signs I saw are not the bluish signs where the
16 salmon appear to be swimming upstream. Instead, they are black and white with the required
17 warning information and a drawing of a salmon on the bottom. The signs are plain and easy to
18 read. The manager of one of the stores indicated that it was time-consuming and difficult to
19 ascertain which products needed to have signage based solely on the list of active ingredients.

20 4. The Ace Hardware and True Value stores have not had any point of sale
21 notifications.

22 5. I have been in contact with the San Francisco Department of the Environment,
23
24

1 which has visited six other stores and found no signs in those stores.

2 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true
3 and correct. Executed this 30th day of June, 2004.

4
5 
6 SCOTT TAYLOR